

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION

RICHARD BOOZE

PETITIONER

VS.

CIVIL ACTION NO. 1:13-cv-538-CWR-FKB

RONALD KING

DEFENDANTS

ORDER ADOPTING REPORT AND RECOMMENDATION

This matter is before the Court on Petitioner's Objection to the Report and Recommendation of United States Magistrate Judge Keith Ball entered on September 20, 2013 dismissing Petitioner's Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2244(d). Having considered said Report and Recommendation, the Petitioner's objections thereto, the Respondents' response to said objections, as well as the Petitioner's surrebuttal, applicable statutory and case law, and being otherwise fully advised in the premises, the Court concludes that Petitioner's objection is without merit and hereby adopts, as its own opinion, the report and recommendation of the magistrate judge.

Based on the foregoing, it is ordered that the report and recommendation of United States Magistrate Judge F. Keith Ball entered on September 20, 2013, and the same is hereby, adopted as the finding of this Court. The Petition in this matter shall be dismissed with prejudice.

Additionally, because Petitioner has not established that "jurists of reason would find it debatable whether [this] court was correct in its procedural ruling," *Slack v. McDaniel*, 529 U.S. 473, 484 (2000), no Certificate of Appealability shall issue.

A separate Final Judgment will be entered in accordance with Rule 58 of the Federal Rules of Civil Procedure.

SO ORDERED, this the 14<sup>th</sup> day of March, 2014.

s/Carlton W. Reeves  
UNITED STATES DISTRICT JUDGE